

**DETAILED ACTION**

**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Christopher B. Eide on 05/22/2008.

2. Claim 1 has been amended as follows:

In line 6, replace "movable" with --moved--.

In lines 6-7, insert "thereby focusing" before "at least two different positions".

***Allowable Subject Matter***

3. Claims 1-9, 13-17, 26-27, 29-40 are allowed.

4. The following is an examiner's statement of reasons for allowance:

Regarding claim 1, the prior art fails to disclose or make obvious a system for measuring a characteristic of an optical article comprising, in addition to the other recited features of the claim, "wherein the reference location is moved during a scan thereby focusing to at least two different positions along an optical axis of the probe path."

Regarding claim 26, the prior art fails to disclose or make obvious a method for measuring a characteristic of an optical article comprising, in addition to the other

recited steps of the claim, "wherein the focused beam of light is focused during a scan to at least two different positions along an optical axis of the focused beam of light."

Regarding claim 35, the prior art fails to disclose or make obvious a system for measuring a characteristic of an optical article comprising, in addition to the other recited features of the claim, "a second optical element positioned to focus the light beam from the reference location to a pinhole filter between the second optical element and the sensor."

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kevin Wyatt whose telephone number is (571)-272-5974. The examiner can normally be reached on Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Georgia Epps can be reached on (571)-272-2328. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Art Unit: 2878

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/K. W./

Examiner, Art Unit 2878

/Georgia Y Epps/

Supervisory Patent Examiner, Art Unit 2878